

PATENT

Attorney Docket No. 021645.0105

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

R.Y.C. LO et al.

Filed: November 29, 1996

Serial No. 08/753,750

Group Art Unit: 1817

Examiner: Khalid Masood

Title: TRANSFERRIN BINDING PROTEINS OF PASTEURELLA HAEMOLYTICA  
AND VACCINES CONTAINING SAMEAssistant Commissioner for Patents  
United States Patent and Trademark Office  
Washington, D.C. 20231I hereby certify that this correspondence  
is being transmitted by facsimile addressed  
to Commissioner of Patents and Trademarks,  
Washington, D.C. 20231, on 2/22/99  
by: Joyce Clay

Sir:

**FACSIMILE COPY OF NOTICE OF APPEAL**

In a telephone conversation on February 22, 1999, Ms. Territa Gray of the U.S. Patent and Trademark Office informed Applicants that the U.S. Patent and Trademark Office file for the above-named application did not contain the Notice of Appeal filed on December 14, 1998. Therefore, Applicants enclose herewith a copy of the Notice of Appeal and the stamped PTO Card evidencing the fact that the Notice of Appeal along with payment of the appropriate fees was filed in the U.S. Patent and Trademark Office on December 14, 1998.

Respectfully submitted,  
BAKER & BOTTS, L.L.P.

Date: February 22, 1999

By: Laurence H. PosorskeLaurence H. Posorske  
Registration No. 34,698**Baker & Botts, L.L.P.**  
The Warner, Suite 1300  
1299 Pennsylvania Ave., N.W.  
Washington, D.C. 20004-2400  
(202) 639-7700

**PATENT**

Serial No.: 08/753,750

Filed: November 29, 1996

Client/Matter: 021645.0105

Client: MBM

Atty/Sec.: LHP/jc

Date: December 14, 1998

Inventor: R.Y.C. LO et al.

**TITLE: TRANSFERRIN BINDING PROTEINS OF PASTEURELLA  
HAEMOLYTICA AND VACCINES CONTAINING SAME**

**The following has been received in the U.S. Patent and Trademark Office  
on the date stamped hereon:**

- ☒ Petition for Extension of Time and Notice of Appeal
- ☒ Check No. 4696 in the amount of \$435.00  
(for 3-Month Extension of Time fee).
- ☒ Check No. 4697 in the amount of \$150.00  
(for Notice of Appeal fee)

**DOCKETED**

PATENT  
Attorney Docket No. 021645.0105

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: )

R.Y.C. LO et al. )

Filed: November 29, 1996 )

Serial No. 08/753,750 )

#13  
Group Art Unit: 1817

Examiner: Khalid Masood

Title: TRANSFERRIN BINDING PROTEINS OF PASTEURELLA HAEMOLYTICA  
AND VACCINES CONTAINING SAME

Assistant Commissioner for Patents  
United States Patent and Trademark Office  
Washington, D.C. 20231

Sir:

**PETITION FOR EXTENSION OF TIME AND NOTICE OF APPEAL**

In accordance with 37 C.F.R. § 1.136(a), Applicants hereby petition to extend the time to respond to the final Office Action mailed June 12, 1998, in the above patent application by three (3) months, until and including December 14, 1998 (December 12 being a Saturday). A check including the fee of \$435.00 for a three-month extension of time for small entity status is enclosed herewith. In the event any variance exists between the amount enclosed and the Patent Office charges required to make this submission a complete response, please charge or credit any difference to the undersigned's Deposit Account No. 02-0375.

*Fees charged according to RAM on 12/17/98*  
*435.00*  
*150.00*

***U.S. Application No. 08/753,750***  
***Notice of Appeal***

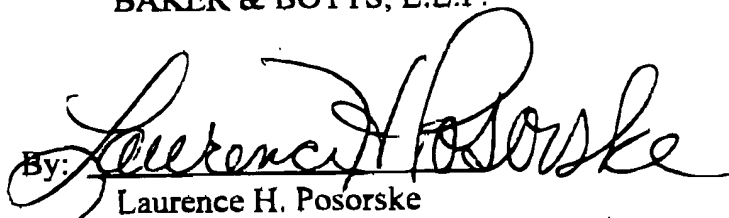
**NOTICE OF APPEAL**

Applicants hereby appeal to the Board of Appeals and Interferences from the final rejection of claims 1-2, 3, 4, 8, 10, 12, 14, 20, and 28, as set forth in the Office Action dated June 12, 1998.

Pursuant to 37 C.F.R. § 1.17(b), a check for the \$150.00 fee for the filing this Notice of Appeal. In the event any variance exists between the amount enclosed and the Patent Office charges required to make this submission a complete response, please charge or credit any difference to the undersigned's Deposit Account No. 02-0375.

Respectfully submitted,  
BAKER & BOTTS, L.L.P.

Date: December 14, 1998

By:   
Laurence H. Posorske  
Registration No. 34,698

**Baker & Botts, L.L.P.**  
The Warner, Suite 1300  
1299 Pennsylvania Ave., N.W.  
Washington, D.C. 20004-2400  
(202) 639-7700